

AMENDED IN SENATE MARCH 29, 2005

**SENATE BILL**

**No. 929**

**Introduced by Senator Kehoe**

February 22, 2005

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An act to ~~amend Section 30263 of~~ *add Section 30329.1 to* the Public Resources Code, relating to coastal resources.

LEGISLATIVE COUNSEL'S DIGEST

SB 929, as amended, Kehoe. California Coastal Act: ~~refineries and petrochemical facilities~~ *lobbyists*.

*The California Coastal Act of 1976 provides for the planning and regulation of development within the coastal zone, as defined. The California Coastal Commission administers the act.*

*This bill would require a lobbyist, lobbyist employer, or lobbying firm, as those terms are defined by the Political Reform Act of 1974, or a person who directly or indirectly makes payments to influence legislative or administrative action, as specified, who communicates with the commission or commission staff regarding an administrative action, as defined, to comply with the registration, reporting, and related requirements of the Political Reform Act of 1974.*

~~The California Coastal Act of 1976 requires new or expanded refineries or petrochemical facilities to be permitted in designated areas under specified conditions.~~

~~This bill would make technical, nonsubstantive changes to that provision.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     ~~SECTION 1. Section 30263 of the Public Resources Code is~~  
2     ~~amended to read:~~

3     ~~SECTION 1. Section 30329.1 is added to the Public~~  
4     ~~Resources Code, to read:~~

5     ~~30329.1. (a) A lobbyist, lobbyist employer, or lobbying firm,~~  
6     ~~as those terms are defined in Chapter 2 (commencing with~~  
7     ~~Section 82000) of Title 9 of the Government Code, or a person~~  
8     ~~described in subdivision (b) of Section 86115 of the Government~~  
9     ~~Code, who communicates with the commission or commission~~  
10    ~~staff regarding an administrative action of the commission shall~~  
11    ~~comply with the requirements of Chapter 6 (commencing with~~  
12    ~~Section 86100) of Title 9 of the Government Code.~~

13    ~~(b) For the purposes of this section, "administrative action"~~  
14    ~~means the proposal, drafting, development, consideration,~~  
15    ~~amendment, enactment, or defeat of any rule, regulation, permit~~  
16    ~~action, federal consistency review, appeal, local coastal~~  
17    ~~program, port master plan, public works plan, long-range~~  
18    ~~development plan, categorical or other exclusion from coastal~~  
19    ~~development permit requirements, cease and desist order,~~  
20    ~~restoration order, or any other quasi-judicial or quasi-legislative~~  
21    ~~matter requiring commission action.~~

22    ~~30263. (a) New or expanded refineries or petrochemical~~  
23    ~~facilities not otherwise consistent with the provisions of this~~  
24    ~~division shall be permitted if all of the following exist:~~

25    ~~(1) Alternative locations are not feasible or are more~~  
26    ~~environmentally damaging.~~

27    ~~(2) Adverse environmental effects are mitigated to the~~  
28    ~~maximum extent feasible.~~

29    ~~(3) It is found that not permitting the development would~~  
30    ~~adversely affect the public welfare.~~

31    ~~(4) The facility is not located in a highly scenic or seismically~~  
32    ~~hazardous area, on any of the Channel Islands, or within or~~  
33    ~~contiguous to environmentally sensitive areas.~~

34    ~~(5) The facility is sited to provide a sufficient buffer area to~~  
35    ~~minimize adverse impacts on surrounding property.~~

36    ~~(b) New or expanded refineries or petrochemical facilities~~  
37    ~~shall minimize the need for once-through cooling by using air~~

- 1 ~~cooling to the maximum extent feasible and by using treated~~
- 2 ~~waste waters from inplant processes where feasible.~~

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